

Hon.

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

TERRY L. JEFFERSON

Plaintiffs,

v.

NICK EVANS, STEPHEN NADELL,
SEATTLE POLICE DEPARTMENT, AND
THE CITY OF SEATTLE

Defendants.

NO. 2:11-cv-2174

Plaintiffs allege

I. NATURE OF ACTION

1.1 Introduction. This is a civil rights action brought by Plaintiffs pursuant to 42 U.S.C. Sec. 1983 and the Fourth and Fourteenth Amendments against the Defendant police officers and their marital communities. This case arises from claims of excessive force, assault, unlawful arrest, unlawful search, unlawful seizure, unlawful imprisonment and harassment.

JAMES BIBLE LAW GROUP
600 1st Ave., Suite 302
Seattle WA 98104
(206) 588-2008
(206) 588-2144

II. PARTIES

2.1 Plaintiff Terry L. Jefferson. Terry L. Jefferson is a fifty one year old resident of King County, Washington.

2.2 Defendants Evans. Defendants Nick Evans ("Evans") and Jane Doe Evans, whose true name is unknown, are husband and wife and comprise a marital community under the laws of the State of Washington. At all times relevant, Evans was employed as law enforcement by the Seattle Police Department and was acting within the course and scope of his employment with the City of Seattle and under color of law. All of Evans acts alleged herein were taken by Evans for himself, and by and for the benefit of the City of Seattle and his marital community.

2.3 Defendants Nadell. Defendants Stephen Nadell ("Nadell") and Jane Doe Nadell, whose true name is unknown, are husband and wife and comprise a marital community under the laws of the State of Washington. At all times relevant, Nadell was employed as law enforcement by the Seattle Police Department and was acting within the course and scope of his employment with the City of Seattle and under color of law. All of Nadell's acts alleged herein were taken by Nadell for himself, and by and for the benefit of the City of Seattle and his marital community.

2.4 Defendant Seattle Police Department: Defendant Seattle Police Department. Defendant Seattle Police Department (SPD) is responsible for training and supervision of the officers it employees. All of the police officers listed in this case were employed by the Seattle Police Department at all times relevant to this case.

2.5 Defendant City of Seattle. Defendant City of Seattle (City) is responsible for the actions and activities of employees of the Seattle Police Department when SPD employees are acting within the course and scope of their employment.

JAMES BIBLE LAW GROUP
600 1st Ave., Suite 302
Seattle WA 98104
(206) 588-2008
(206) 588-2144

III. JURISDICTION AND VENUE

- 3.1. Jurisdiction. Jurisdiction in this Court is based on the existence of a federal question pursuant to 28 U.S.C. Section § 1331 and 1343, in that Plaintiffs assert claims for deprivation of civil rights under 42 U.S.C. § 1983 for violations of the Fourth and 14th Amendments to the United States Constitution.
- 3.2. Venue. Venue for this action is appropriate in this Court because the events giving rise to the claims asserted herein occurred in the Seattle Division of this district and because the plaintiff and defendants reside in this district.

IV. FACTS

- 4.1 On the evening of January 6, 2010, Terry Jefferson was driving down a Seattle street with a female passenger.
- 4.2 While driving down this Seattle street, Mr. Jefferson saw oncoming traffic approaching him. Because the street was narrow, Mr. Jefferson slowed down his car to a stop so that the two cars could navigate around each other.
- 4.3 The oncoming vehicle was a Seattle Police Car. The Police Officers in the car turned on their red and blue lights. Mr. Jefferson backed his vehicle up and onto the curb so that the officers would have room to pass.

4.13 Significant portions of the events that give rise to this claim are audio and video recorded by the Seattle Police.

5.1 First Cause of Action. the City of Seattle and Seattle Police Department Officer's Evans and Nadell, are liable to the plaintiff for the tort of assault.

4

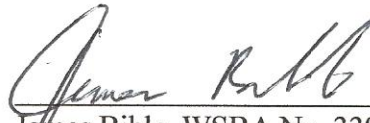
5

1 WHEREFORE, Plaintiffs pray for the following relief:

- 2 1. Damages and punitive damages in an amount to be proven at trial. Plaintiff
3 seeks punitive damages against all defendants;
4
5 2. For reasonable attorney's fees and costs; and
6
7 3. For such other and further relief as the Court deems just and equitable.

8 DATED this 29th day of December, 2011.

9 **JAMES BIBLE**

10 

11 James Bible, WSBA No. 33985
12 Attorney for Plaintiff
13 James Bible Law Group, PLLC
14 600 1st Ave., Suite 302
15 Seattle, WA 98104
16 Telephone: (206) 588-2008
17 Fax: (206) 588-2144
18 E-mail: jbiblesblaw@gmail.com
19
20
21
22
23
24
25
26

JAMES BIBLE LAW GROUP
600 1st Ave., Suite 302
Seattle WA 98104
(206) 588-2008
(206) 588-2144